Court No. 2

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Civil Misc. Writ Petition No. 1089 (S/S) of 2003

Ramesh Chandra Joshi & another. .... Petitioner

Versus

State of Uttaranchal through
Secretary, Education Department, Govt.
Of Uttaranchal, Dehradun and two Ors. .... Respondents

.....

Hon'ble P.C.Verma,J

This petition has been filed by the petitioners seeking writ of mandamus to command the respondents to accept the forms for the candidature of special B.T.C. The advertisement was made long back. The petitioners did not apply in pursuance of the advertisement. Now after certain orders passed by this Court, the petitioners made the applications, which have been returned by the authorities.

Since the petitioners did not apply within time, the petitioners cannot claim parity of the interim order granted in earlier writ petitions as in earlier writ petitions, the candidates have applied and their candidature have been made subject to decision of the writ petitions. Therefore, the petitioners have no right to seek writ of mandamus to command the respondents to accept their candidature.

The writ petition is devoid of merits and is dismissed accordingly.

(**P.C.Verma,J)**

23.09.2003
P.Singh